

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 2011-356-E - ORDER NO. 2011-761  
OCTOBER 26, 2011

IN RE: Philip H. Clarkson, Complainant/Petitioner	)	ORDER DISMISSING
v. Duke Energy Carolinas, LLC,	)	COMPLAINT WITHOUT
Defendant/Respondent	)	PREJUDICE

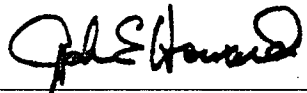
This matter comes before the Public Service Commission of South Carolina (“Commission”) on the Motion of Duke Energy Carolinas, LLC (“Duke” or “the Company”) to dismiss the Complaint of Phillip H. Clarkson (“Mr. Clarkson”) without prejudice. Mr. Clarkson originally filed a Complaint with regard to Duke failing to adequately clean up an area of his property after vegetation management activities. After some time, and the filing of the Complaint, Duke cleaned up the area in question, and Mr. Clarkson claimed that his “expectations were exceeded.” Duke now moves for dismissal without prejudice on several grounds, including the fact that the Complaint is now “moot,” since the lack of cleanup complained about by Mr. Clarkson has now been remedied. We grant the Motion.

Mr. Clarkson’s exact rebuttal quote was “The relief I requested for myself has been completely satisfied and expectations exceeded.....” However, Mr. Clarkson stated that the Complaint should not be dismissed because of the length of time that it took to get his situation remedied, among other things. We find it disturbing that it took a filing of a Complaint in order to bring about the removal of debris that should have been

removed as part of the routine vegetation management program. However, because the relief sought by Mr. Clarkson has been provided in this case, we grant the Motion to Dismiss Without Prejudice, since the relief sought is now moot.

This Order shall remain in full force and effect until further order of the Commission.

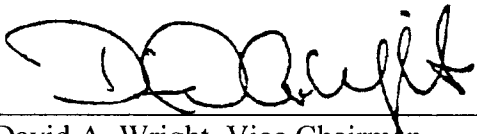
BY ORDER OF THE COMMISSION:



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John E. Howard, Chairman

ATTEST:



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David A. Wright, Vice Chairman  
(SEAL)